

BRIGGS AND MORGAN

PROFESSIONAL ASSOCIATION

ED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2200 IDS CENTER
80 SOUTH EIGHTH STREET
MINNEAPOLIS, MINNESOTA 55402
TELEPHONE (612) 977-8400
FACSIMILE (612) 977-8650

2005 SEP 15 P 3: 29

WRITER'S DIRECT DIAL

(612) 977-8485

WRITER'S E-MAIL

aselden@briggs.com

September 15, 2005

Supplement to
AOR 2005-14

Jonathan Levin
Federal Election Commission
Office of the General Counsel
999 E Street, N.W.
Washington, D.C. 20463

Re: AKFCF Political Action Committee

Dear Mr. Levin:

I am writing in response to your September 13, 2005 e-mail to Neil Buethe. I will respond to your points in the order they were raised:

1. Franchisees that are not individuals are considered and treated as the members of the Great Lakes Association and the Southeastern Association. An individual is merely designated to act on the entities' behalf.
2. The Northwest and Southern California regional associations are organized as non-stock membership associations. Both of these entities function as non-profits. No profits inure to their members. No dividends or other distributions are ever paid out to members. No salaries are paid to members. Any annual surplus of the association is used on programming sponsored by the association for its members.
3. AKFCF wishes to solicit all persons that are eligible to be solicited under the Commission's regulations – in the present case this would include the franchisee-corporation's executives, administrative persons and their immediate families.
4. Membership in each of the regional associations is purely voluntary. We estimate that 80 to 90% of eligible franchisees are members of their respective regions.
5. AKFCF's dues are assessed on an annual basis, however, there is no simple date by which these dues must be paid.

BRIGGS AND MORGAN

Jonathan Levin
September 15, 2005
Page 2

6. Some members of the regional associations are incorporated, others are LLCs and partnerships; members do not have to be individuals.

I believe that this responds to all of your questions and that your draft opinion will be considered on October 20th. If this information is insufficient, please contact me at your earliest opportunity so we can provide you with what you may need to assure that we obtain an advisory opinion in a timely manner. I appreciate all your work with us on this matter.

Very truly yours,

Briggs and Morgan, P.A.

A handwritten signature in cursive script, appearing to read "Andrew Selden".

Andrew C. Selden

ACS/ph